С	ase 3:10-cv-02576-M Document 71	Filed 10/06/11	Page 1 of 7	PageID 1146
1 2 3 4 5 6 7 8 9	William A. Isaacson (admitted pro hac vice) BOIES, SCHILLER & FLEXNER LLP 5301 Wisconsin Ave. NW, Suite 800 Washington, D.C. 20015 Telephone: (202) 237-2727 Facsimile: (202) 237-6131 Email: wisaacson@bsfllp.com Philip J. Iovieno (admitted pro hac vice) Anne M. Nardacci (admitted pro hac vice) Christopher V. Fenlon (admitted pro hac vice) BOIES, SCHILLER & FLEXNER LLP 10 North Pearl Street, 4th Floor Albany, NY 12207 Telephone: (518) 434-0600 Facsimile: (518) 434-0665 Email: piovieno@bsfllp.com anardacci@bsfllp.com cfenlon@bsfllp.com	e)		
11121314	Counsel for Plaintiffs METROPCS WIRELESS, INC. UNITED STATES DISTRICT COURT NORTHERN DISTRICT OF CALIFORNIA SAN FRANCISCO DIVISION			
15 16 17 18 19 20 21 22 23 24 25 26 27 28	In re: TFT-LCD (FLAT PANEL) ANTITRUST LITIGATION This Document Relates To Individual C No. 3: 11-cv-00829-SI (N.D. Cal.) METROPCS WIRELESS, INC., Plaintiff, vs. AU OPTRONICS CORPORATION, et Defendants.	Master I MDL N STIPUI ORDEI ON DE JOINT	File No. 3:07-m fo. 1827 LATION AND R TO RESECI	29-SI (N.D. Cal.) nd-01827-SI (N.D. Cal.) PEROPOSED HEDULE HEARING INDIVIDUAL AND O DISMISS
	STIPULATION AND [PROPOSED] ORDER TO			Case No. 3: 11-cv-00829-SI

1	WHEREAS, on July 8, 2011, Plaintiff MetroPCS Wireless, Inc. ("MetroPCS") filed an
2	amended complaint in the above-captioned case (MDL Dkt. No. 3064) ("Amended Complaint");
3	WHEREAS, on August 5, 2011 defendants AU Optronics Corporation, AU Optronics
4	Corporation America, Chi Mei Optoelectronics Corporation, Chi Mei Optoelectronics USA, Inc.,
5	CMO Japan Co., Ltd., Chunghwa Picture Tubes, Ltd., Epson Electronics America, Inc., Epson
6	Imaging Devices Corporation, HannStar Display Corporation, Hitachi Electronic Devices (USA),
7	Inc., Hitachi, Ltd., Hitachi Displays, Ltd., Mitsui & Co. (Taiwan), Ltd. ("Mitsui Taiwan"), Sanyo
8	Consumer Electronics Co., Ltd. ("Sanyo"), Sharp Corporation, Sharp Electronics Corporation,
9	Tatung Company of America, Inc., Toshiba America Electronic Components, Inc., Toshiba
10	America Information Systems, Inc., Toshiba Corporation, and Toshiba Mobile Display Co., Ltd.
11	(collectively, "Moving Defendants"), filed a joint motion to dismiss MetroPCS' Amended
12	Complaint (MDL Dkt. No. 3225) ("Joint Motion");
13	WHEREAS, on August 5, 2011, Mitsui Taiwan and Sanyo filed separate motions to
14	dismiss MetroPCS' Amended Complaint (MDL Dkt. Nos. 3218 and 3231, respectively)
15	(collectively, together with the Joint Motion, "Motions");
16	WHEREAS, the Motions are scheduled to be heard on October 7, 2011;
17	WHEREAS, counsel for MetroPCS has a conflict with another matter on October 7, 2011;
18	and
19	WHEREAS, counsel for Sanyo, Mitsui Taiwan, and Moving Defendants have agreed to
20	reschedule the hearing for October 28, 2011.
21	NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED by and among the
22	undersigned counsel, on behalf of their respective clients, MetroPCS, on the one hand, and
23	Moving Defendants, on the other hand, as follows:
24	1. The Motions shall be heard on October 28, 2011.
25	
26	
27	
28	

Case 3:10-cv-02576-M Document 71 Filed 10/06/11 Page 3 of 7 PageID 1148

1	DATED: October 5, 2011	/s/ William A. Isaacson
2		William A. Isaacson (admitted <i>pro hac vice</i>) BOIES, SCHILLER & FLEXNER LLP 5201 Wissansin Avg. NW. Suita 800
3		5301 Wisconsin Ave. NW, Suite 800 Washington, D.C. 20015
4		Telephone: (202) 237-2727 Facsimile: (202) 237-6131
5		Email: wisaacson@bsfllp.com
6		Philip J. Iovieno (admitted <i>pro hac vice</i>) Anne M. Nardacci (admitted <i>pro hac vice</i>)
7		Christopher V. Fenlon (admitted <i>pro hac vice</i>) BOIES, SCHILLER & FLEXNER LLP
8		10 North Pearl Street, 4th Floor Albany, NY 12207
9		Telephone: (518) 434-0600 Facsimile: (518) 434-0665
		Email: piovieno@bsfllp.com
10		anardacci@bsfllp.com cfenlon@bsfllp.com
11		Counsel for Plaintiff MetroPCS Wireless, Inc.
12		· ·
13		/s/ Christopher A. Nedeau Christopher A. Nedeau (CA Bar No. 81297)
14		Carl L. Blumenstein (CA Bar No. 124158) Katharine Chao (CA Bar No. 247571)
15		NOSSAMAN LLP 50 California Street, 34th Floor
16		San Francisco, California 94111-4799
		(415) 398-3600 (Phone) (415) 398-2438 (Facsimile)
17		cnedeau@nossaman.com cblumenstein@nossaman.com
18		kchao@nossaman.com
19		Counsel for Defendants AU Optronics Corporation and
20		AU Optronics Corporation America
21		/s/ Neal A. Potischman Christopher B. Hockett (SBN 121539)
22		Neal A. Potischman (SBN 254862)
22		Sandra West (SBN 250389) Samantha H. Knox (SBN 254427)
23		DAVIS POLK & WARDWELL LLP
24		1600 El Camino Real
25		Menlo Park, California 94025 (650) 752-2000 / (650) 752-2111
26		chris.hockett@davispolk.com
۷٥		neal.potischman@davispolk.com
27		sandra.west@davispolk.com samantha.knox@davispolk.com
28		samanuia.kiiox@davispoik.com
		G N A 11 00000 G

C	ase 3:10-cv-02576-M	Document /1	Filed 10/06/11	Page 4 of 7	PageID 1149
		J	Jonathan D. Martin	(admitted pro	hac vice)
1]	Bradley R. Hansen DAVIS POLK & W	(admitted pro l	nac vice)
2			450 Lexington Ave		LP
3			New York, New York		
4			(212) 450-4000 / (2	,	
4			onathan.martin@da bradley.hansen@da		
5			•	•	nolus Comonation
6		(Counsel for Defend (f/k/a Chi Mei Opto	electronics Co	rp.), Chi Mei
7		(-		MO Japan Co., Ltd.
8		Ī	/s/ Stephen P Melvin R. Goldmar		34097)
9			Stephen P. Freccerd Derek F. Foran (CA	o (CA Bar No. A Bar No. 2245	131093) 69)
10		ľ	MORRISON & FO 425 Market Street	ERSTER LLP	,
11		(San Francisco, CA (415) 268-7000 (Ph	94105-2482	
12		((415) 268-7522 (Fa mgoldman@mofo.c	csimile)	
13		S	ngoiaman@mojo.co sfreccero@mofo.co dforan@mofo.com		
14				lants Enson Ela	ectronics America, Inc.
15			and Epson Imaging		
16					
17					
18					
19					
20					
21					
22					
23					
24					
25					
26					
27					
28					

С	ase 3:10-cv-02576-M	Document 71	Filed 10/06/11	Page 6 of 7 PageID 1151
1			/s/ Michael E	. Mumford
2			Paul P. Eyre Ernest E. Vargo	
3			Michael E. Mumfor BAKER & HOSTE	
4			PNC Center 1900 East Ninth Str	
5			Cleveland, Ohio 44 (216) 621-0200 (Ph	ione)
6			(216) 696-0740 (Fa peyre@bakerlaw.co	
7			evargo@bakerlaw.o mmumford@bakerl	com
8			Counsel for Defend	lant Mitsui & Co. (Taiwan), Ltd.
9				
10			/s/ Allison A. Allison A. Davis (C	<u>Davis</u> CA Bar No. 139203)
11			DAVIS WRIGHT 7 505 Montgomery S	ΓREMAINE LLP
12			San Francisco, CA (415) 276-6500 (Ph	94111-6533
13			(415) 276-6599 (Fa	csimile)
14			allisondavis@dwt.c	'OM
			Nick S. Verwolf (pr DAVIS WRIGHT	
15			$777 - 108^{th}$ Ave. N	E., Suite 2300
16			Bellevue, WA 980 (425) 646-6125 (Ph	
17			(425) 646-6199 (Fa	csimile)
18			nickverwolf@dwt.c	om
19			Counsel for Defend Ltd.	lant Sanyo Consumer Electronics Co.,
20				
21			/s/ Jacob R. S John M. Grenfell (C	
22			Jacob R. Sorensen	(CA Bar No. 209134)
23				C VICE) THROP SHAW PITTMAN LLP
24			50 Fremont Street San Francisco, CA	
25			(415) 983-1000 (Ph (415) 983-1200 (Fa	
26			john.grenfell@pills jake.sorensen@pill	burylaw.com sburylaw.com
27			fusae.nara@pillsbu	тунаж.сот
28			Counsel for Defend Electronics Corpor	lants Sharp Corporation and Sharp
40	CTIDLII ATION AND IDDOCO		Liecii onics Corpor	
	STIPULATION AND [PROPOSI		_	Case No. 3: 11-cv-00829-S

1	<u>/s/ Rachel S. Brass</u> Rachel S. Brass
2	GIBSON, DUNN & CRUTCHER LLP 555 Mission Street, Suite 3000
3	San Francisco, CA 94105-2933
4	(415) 393-8200 (Phone) (415) 393-8306 (Facsimile)
	rbrass@gibsondunn.com
5 6	Counsel for Defendants Chunghwa Picture Tubes, Ltd. and Tatung Company of America, Inc.
7	
8	
9	<u>/s/ John H. Chung</u>
10	John H. Chung WHITE & CASE LLP
11	1155 Avenue of the Americas New York, NY 10036-2787
12	(212) 819-8200 (Phone) (212) 354-8113 (Facsimile)
13	jchung@whitecase.com
14	Counsel for Defendants Toshiba Corporation, Toshiba America Electronic Components, Inc., Toshiba America
15	Information Systems, Inc., and Toshiba Mobile Display Co., Ltd.
16	
17	Pursuant to General Order 45, Part X-B, the filer attests that concurrence in the filing of
18	this document has been obtained from stipulating defendants.
19	
20	
21	
22	
23	IT IS SO ORDERED.
24	
25	Dated: $\frac{10/5}{}$, 2011
26	Suran Illaton
27	Susan Illston, United States District Judge
28	

Case 3:10-cv-02576-M Document 71 Filed 10/06/11 Page 7 of 7 PageID 1152

STIPULATION AND [PROPOSED] ORDER TO RESCHEDULE HEARING ON DEFENDANTS' INDIVIDUAL AND JOINT MOTIONS TO DISMISS

Case No. 3: 11-cv-00829-SI Master File No. 3:07-md-01827-SI